

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2009-177413-001 DT

05/11/2011

COMMISSIONER PAMELA D. SVOBODA

CLERK OF THE COURT
D. Courtemanche
Deputy

STATE OF ARIZONA

KARIN TANG HOM

v.

ERIC ANTONY CARLSON (001)
DOB: 07/05/1968

ARJA A SHAH

APO-SENTENCINGS-CCC
APPEALS-CCC
AZ DOC
DISPOSITION CLERK-CSC
RFR
VICTIM SERVICES DIV-CA-CCC

SUSPENSION OF SENTENCE - PROBATION GRANTED/IMPRISONMENT

9:41 a.m.

Courtroom CRDU2

State's Attorney:	Stephen Garcia
Defendant's Attorney:	Arja Shah
Defendant:	Present

Court Reporter, Yvonne De La Torre, is present.

A record of the proceeding is also made by audio and/or videotape.

Count(s) 1: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

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IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

OFFENSE: Count 1: Aggravated Driving or Actual Physical Control While Under the Influence of Intoxicating Liquor or Drugs

Class 4 Felony

A.R.S. § 28-1381(A)(1), 1383(A)(1), 1383(J), 1444, 1461, 3001, 3304, 3305, 3315, 13-701, 702, 801

Date of Offense: 12/14/2009

Non Dangerous - Non Repetitive

AS PUNISHMENT, IT IS ORDERED Defendant is sentenced to a term of imprisonment and is committed to the Arizona Department of Corrections as follows:

Count 1: 4 month(s) from 05/11/2011

Presentence Incarceration Credit: 90 day(s)

Sentence is concurrent with CR2011-005578-001DT, CR2004-011358-001DT and CR2004-017161-001DT.

The Court is suspending imposition or execution of sentence and, under the supervision of the Adult Probation Department (APD), placing the defendant on probation for:

Count 1 Probation Term: 4 years

Upon absolute discharge from prison for a separate offense in CR2011-005578-001DT.

Condition 6: Report to the APD within 72 hours of sentencing, absolute discharge from prison, release from incarceration, or residential treatment and continue to report as directed. Keep APD advised of progress toward case plan goals and comply with any written directive of the APD to enforce compliance with the conditions of probation. Provide DNA testing if required by law.

Condition 8 - Request and obtain written permission of the APD prior to leaving the state.

Condition 15: Restitution, Fines and Fees:

PROBATION SERVICE FEE: Count 1 - \$65.00 per month, beginning date to be determined by the APD.

FINE: Count 1 - Total amount of \$1,380.00, which includes surcharges of 84%, payable \$25.00 per month beginning date to be determined by the APD.

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DUI ABATEMENT FUND: Count 1 - \$250.00, payable \$10.00 per month, beginning date to be determined by the APD.

PRISON CONSTRUCTION & OPERATIONS FUND: Count 1 - \$1,500.00, payable \$25.00 per month, beginning date to be determined by the APD.

STATE GENERAL FUND: Count 1 - \$1,500.00, payable \$25.00 per month, beginning date to be determined by the APD.

PROBATION SURCHARGE: Count 1 - \$20.00 payable on date to be determined by the APD.

Count 1: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00, payable on date to be determined by the APD.

All amounts payable through the Clerk of the Superior Court.

Condition 16 - Not consume or possess any substances containing alcohol.

Condition 22: Other - Do not operate a motor vehicle without a valid driver's license. Complete the MADD Victim Impact Panel.

IT IS ORDERED granting the Motion To Dismiss the following: Count 2 and allegations of prior felony convictions and probation status.

Count(s) 1: IT IS ORDERED authorizing the Maricopa County Sheriff to deliver Defendant to the Arizona Department of Corrections.

IT IS ORDERED the Clerk of the Superior Court remit to the Arizona Department of Corrections a copy of this Order or the Order of Confinement together with all presentence reports, probation violation reports, and medical and psychological reports that are not sealed in this cause relating to the Defendant.

IT IS FURTHER ORDERED that Defendant must submit to DNA testing for law enforcement identification purposes and pay the applicable fee for the cost of that testing in accordance with A.R.S. § 13-610.

The presentence investigation report is filed under CR2011-005578-001DT.

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10:03 a.m. Matter concludes.

This case is eFiling eligible: <http://www.clerkofcourt.maricopa.gov/efiling/default.asp>.
Attorneys are encouraged to review Supreme Court Administrative Orders 2010-117 and 2011-10 to determine their mandatory participation in eFiling through AZTurboCourt.

ISSUED: Order of Confinement - Certified Copy to DOC via MCSO

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Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/ s / COMMISSIONER PAMELA D. SVOBODA

JUDICIAL OFFICER OF THE SUPERIOR COURT

(right index fingerprint)